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10 UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA
12

13 TRIA YANG,

14 Plaintiff,

15 v.

16 KILOLO KIJAKAZI,
17 Acting Commissioner of Social Security,¹

18 Defendant.
19

No. 1:20-cv-01353-AWI-BAM

STIPULATED MOTION AND ORDER FOR
AN EXTENSION OF TIME TO RESPOND TO
PLAINTIFF'S OPENING BRIEF

20 IT IS HEREBY STIPULATED, by and between the parties through their respective
21 counsel of record, with the Court's approval, that Defendant's time for responding to Plaintiff's
22 Opening Brief be extended thirty (30) days from December 13, 2021, to January 12, 2022. This
23 is Defendant's first request for an extension. Counsel for Plaintiff has no objection to
24 Defendant's request for an extension.

25 ¹ Kilolo Kijakazi became the Acting Commissioner of Social Security on July 9, 2021. Pursuant
26 to Rule 25(d) of the Federal Rules of Civil Procedure, Kilolo Kijakazi should be substituted,
27 therefore, for Andrew Saul as the defendant in this suit. No further action need be taken to
28 continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42
U.S.C. § 405(g).

1 Good cause exists for this request. Defendant respectfully requests this additional time
2 because Counsel for Defendant has been unable to devote the time required to complete
3 Defendant's response to Plaintiff's Opening Brief. The undersigned attorney has recently been
4 out on leave due to the birth of his second child and will be out on paternity leave until the first
5 week in January. As this Court no doubt knows, Social Security case filings in federal court
6 increased significantly in the past year. The increased filings, compounded by COVID-related
7 delays in transcript production and attorney attrition, have resulted in an increased workload and
8 competing deadlines. An extension until January 12, 2022 should give sufficient time for
9 Counsel for Defendant to complete the response to Plaintiff's Opening Brief. Counsel apologizes
10 to the Court for any inconvenience caused by this delay. All other dates in the Court's
11 Scheduling Order shall be extended accordingly.

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13 Respectfully submitted,

14 PHILLIP A. TALBERT
15 Acting United States Attorney

16 DATE: December 13, 2021

17 By: s/ Oscar Gonzalez de Llano
18 OSCAR GONZALEZ DE LLANO
19 Special Assistant United States Attorney
20 Attorneys for Defendant

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22 Respectfully submitted,

23 Attorneys for Plaintiff

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25 DATE: December 13, 2021

26 By: /s/ Jonathan Omar Pena *
27 JONATHAN OMAR PENA
28 (*as authorized by email)

ORDER

Pursuant to the parties' request, and for good cause shown, IT IS SO ORDERED that Defendant shall have an extension, up to and including January 12, 2022, to respond to Plaintiff's Opening Brief. All other dates in the Court's Scheduling Order (Doc. No. 5.) shall be extended accordingly.

IT IS SO ORDERED.

Dated: December 14, 2021

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE